IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.12954 of 2006

Dated: June 27, 2006

Between:

P. Madhusudhan, S/o. P. Rajeshwar,
aged 46 years, Occ: Sr. Assistant, H.No.10-6-510,
Vitteshwarmandir, Brahmapuri Street,
Nizamabad.

… Petitioner

And

The Secretary, A.P. Residential Educational
Institution Society, 3rd Floor, Gagan Vihar,
M.J. Road, Nampally, Hyderabad.

… Respondent

Order:

The petitioner, a Senior Assistant in the respondent-A.P. Residential Educational Institution Society, filed this writ petition seeking a Writ of Mandamus to declare the action of the respondent in not issuing transfer order pursuant to the counselling conducted on 15-05-2006 as arbitrary and illegal.

2. The case of the petitioner, who has been working at Pochampad, Nizambad, is that he has been requesting the respondent to consider his case for transfer to A.P. Residential School for Boys, Urdu Medium, Nagaram. It is stated that the respondent has issued proceedings dated 26-04-2006 giving the guidelines for transfer stating that this Court permitted to effect transfers as well as promotions. His grievance is that though counselling had taken place on 15-06-2006, respondents are not taking any action on his request for transfer to Nagaram.

3. Learned Standing Counsel appearing on behalf of the respondent submits that the association of teaching and non-teaching staff approached this Court and filed a writ petition questioning the proceedings dated 26-04-2006, which was dismissed, and certain guidelines were issued therein. It is stated that though counselling was completed on 15-06-2006, the process for effecting transfers could not be completed due to the interim orders passed by this Court in the aforesaid writ petition.

4. In that view of the matter, it cannot be said that there is undue delay on the part of the respondent in effecting transfers. Merely because the petitioner has chosen a certain place, it is not binding on the respondents and it is for them to consider the same having regard to the guidelines and the administrative exigency in that regard. As the

learned Standing Counsel submits that steps are being taken to effect transfers as per the counselling held on 15-06-2006, no fresh directions need be issued.

5. Placing on record the submissions made by the learned Standing Counsel that steps are now being taken to complete the process of transfers, the writ petition is disposed of. No order as to costs.

JUSTICE R. SUBHASH REDDY.

June 27, 2006
MRR